IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 22nd day of January , 2003

Criminal Misc. Bail Application Number 83 of 2003

Order on the Bail Application

CRIMINAL SIDE

(1) Naresh S/o Phool Singh Harijan and (2) Sardar Singh S/o Lal Singh Harijan, Both R/o Village – Tayyabpur, Police Station-Jhabreda, District-Hardwar.

.....Applicant(s)

Versus

State of Uttaranchal. .....Opposite Party

Arising out of- Case Crime No. 79 of 2002
Under Section 2(B)(I)(III), 3(I) of U.P. Gangster and Anti-social Activities (Prevention) Act, P.S.-Gang Nehar Roorkee, District-Hardwar.

By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant-accused and the learned Additional Government Advocate.

In four criminal cases shown against each of the applicants, they are on bail. There is no previous conviction to the credit of the applicants and considering this fact, there are reasonable grounds to accept at this stage the argument that the applicants have not committed the offence and there is no likelihood of their involving themselves in similar activity in future, if released on bail. Considering this aspect, in my opinion it is a fit case for bail.

Let the applicants (1) Naresh S/o Phool Singh Harijan and (2) Sardar Singh S/o Lal Singh Harijan, Both R/o Village – Tayyabpur, Police Station-Jhabreda, District-Hardwar be released on bail in case Crime No. 79 of 2002, under Section 2(B)(I)(III), 3(I) of U.P. Gangster and Anti-social Activities (Prevention) Act, P.S.-Gang Nehar Roorkee, District-Hardwar on their each executing a personal bond and adequate sureties each to the satisfaction of Special Judge, Hardwar.

22.01.03./B. **(Irshad Hussain, J.)**